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Attorneys for RICHARD JOHNSON, Plaintiff

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

RICHARD JOHNSON,	)	Case No. 5:14-CV-02530 LHK
	)	
Plaintiff,	)	<i>Civil Rights</i>
	)	
v.	)	<b>STIPULATION OF DISMISSAL</b>
	)	<b>WITH PREJUDICE AND</b>
HADAD PETROLEUM, INC., a California	)	<b><del>(PROPOSED)</del> ORDER</b>
corporation d/b/a ARCO; and DOES 1-10,	)	<b>[F.R.C.P. §§ 41(a)(1)(ii)]</b>
Inclusive,	)	
Defendants.	)	
	)	
	)	
	)	
	)	

Plaintiff RICHARD JOHNSON and Defendant HADAD PETROLEUM, INC., a California corporation d/b/a ARCO, by and through their attorneys of record, file this Stipulation and Order of Dismissal with Prejudice pursuant to Federal Rule of Civil Procedure §§ 41(a)(1)(ii). Plaintiff filed this lawsuit on October 30, 2014. Defendant, who

1 has answered the complaint, agrees to the dismissal with prejudice. Plaintiff and Defendant  
2 further stipulate that each side shall pay its own attorneys' fees and costs.

3 Defendant has agreed to make their "best efforts" to remedy all known ADA violations,  
4 except those that are not readily achievable. Defendant will not undertake to remedy barriers  
5 that are deemed not readily achievable by the parties. Items deemed not readily achievable  
6 are identified and set forth in the settlement agreement negotiated between the parties. Any  
7 repairs to be made to remedy known ADA violations set forth in the settlement agreement  
8 negotiated between the parties.  
9

10 This case is not a class action, and no receiver has been appointed.

11 Wherefore, Plaintiff and Defendant, by and through their attorneys of record, so stipulate.  
12

13 DATED: August 19, 2015 By: /s/ Kenneth J. Pinto  
14 KENNETH J. PINTO  
15 Attorneys for Plaintiff RICHARD JOHNSON  
16

17  
18 DATED: August 19, 2015 BY: /s/ Melissa Wood Eisenberg  
19 MELISSA WOOD EISENBERG  
20 Attorney for Defendant HADAD PETROLEUM,  
21 INC., a California corporation d/b/a ARCO  
22  
23  
24

25 **FILER'S ATTESTATION**  
26  
27

Pursuant to Local Rule 5-1, I hereby attest that on August 19, 2015, I, Kenneth J. Pinto, received the concurrence of Melissa Wood Eisenberg, Esq. in the filing of this document.

By: /s/ Kenneth J. Pinto  
KENNETH J. PINTO

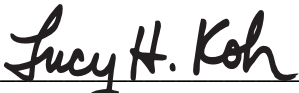
**PROPOSED ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

1. The lawsuit against Defendant is dismissed with prejudice.
2. Each side shall pay its own attorneys' fees and costs.

The Clerk shall close the case file.

Dated: August 20, 2015

  
\_\_\_\_\_  
The Hon. Lucy H. Koh  
United States District Court Judge